

REGULAR SESSION OF THE
BRIGHAM CITY COUNCIL
May 18, 2006

PRESENT:	Lou Ann Christensen	Mayor
	Holly Bell	Councilmember
	Alden Farr	Councilmember
	Reese Jensen	Councilmember
ALSO PRESENT:	Ben Boyce	Director of Leisure Services
	Jim Buchanan	Director of Emergency Services
	Mary Kate Christensen	City Recorder
	Larry Douglass	Director of Museum-Gallery
	Blake Fonnesebeck	Director of Public Works
	Nancy Green	Director of Senior Center
	Kristy Law	Recreation Supervisor
	Paul Larsen	Director of Economic Development
	Mark Teuscher	Community Development Supervisor/City Planner
	Paul Tittensor	Chief of Police
EXCUSED:	Jon Adams	Councilmember
	Steve Hill	Councilmember
	Bruce Leonard	City Administrator
	Dennis Sheffield	Director of Finance

Mayor Christensen called the meeting to order and excused Councilmember Adams and Councilmember Hill who were out of town. The Reverence Period was given by Councilmember Bell. A motion to approve the minutes of April 20, 2006 Council Meeting and Executive Session, May 1 and May 4, 2006 Budget Work Sessions was made by Councilmember Bell. The motion was seconded and carried. Mayor Christensen presented the agenda as follows:

PUBLIC COMMENT
CONSENT

Request to Donate Surplus Exhibit Cases to Golden Spike Association and Community Presbyterian Church

PUBLIC HEARINGS

Update of the Brigham City General Plan
Projects Proposed for Olympian Legacy Grants

SCHEDULED DELEGATION

American Diabetes Association Tour de Cure
County Commission Candidate
Peach Days Financial Report
Boys and Girls Club Annual Report
Proclamation Declaring June Heritage and Cultural Arts Month
Presentation for Placement of Sculptures on Main Street and Surrounding Areas

NEW BUSINESS

National Senior Health and Fitness Day
National Public Works Week Presentation
Request to Authorize Expenditure of Grants and Donated Funds for the Brigham City Heritage Arts Festival
Presentation of Preserve America Designation Certificate to Brigham City
Presentation of File of Life Program

PLANNING COMMISSION BUSINESS

Request for Approval of the Partial Amendment No. 2 Forest Hills Subdivision No. 9

OTHER BUSINESS

Reschedule Visioning Work Session

CLAIMS

Payment Register and Cash Disbursements

Mayor Christensen added the item under Other Business. Councilmember Jensen made a motion to approve the agenda as amended. The motion was seconded and carried unanimously.

PUBLIC COMMENT

There were no comments from the public.

CONSENT

Request to Donate Surplus Exhibit Cases to Golden Spike Association and Community Presbyterian Church

MOTION: A motion to approve the Consent Agenda was made by Councilmember Farr, seconded and carried.

PUBLIC HEARINGS

Update of the Brigham City General Plan

Mr. Teuscher explained that according to Utah State Code, General Plans must have three elements: land use element, transportation and traffic circulation element, and moderate income housing element. The General Plan has three parts associated with it. Part One is an Introduction and Background, Part Two is Goals and Policies, Part Three is an Implementation Section. There is also a Land Use Map.

A motion to open the public hearing was made by Councilmember Bell, seconded and carried.

Paul Larsen, Brigham City Economic Development Director - Mr. Larsen applauded Mr. Teuscher and the Planning Commission for the work they have done on this update of the General Plan. There have probably been thousands of hours spent on this project. He stated that he is in support of the General Plan. The Council had a work session previous to this City Council meeting where they discussed planning on West Forest Street. This will eventually be an addendum to the General Plan. There was a comment in the Box Elder News Journal indicating the Plan restricted the opportunity for an office and research park on West Forest Street. He clarified that the Plan actually opens up opportunities for retail and R&D office type development on West Forest. The current General Plan has a light industrial designation, but is not encouraged by the General Plan. The revised General Plan adds to what the City has had in the past and makes specific recommendations for certain portions of West Forest Street.

Wynn Parker - Mr. Parker said he is concerned about the General Plan map that shows the proposed roadway in the southwest part of town. One of the proposed roads cuts through some property he owns. The proposed road would create a lot of three-corner pieces of property that would make some of the property useless. The railroad grade there is much higher than the ground around it. South of another proposed road, the railroad is only 4-5' higher than the ground. This area would not need as much fill to create a crossing or an overpass. Another objection they have is that they move livestock and equipment through there and it would create a hazard for them. The road to the south would follow an existing crossing and property lines that connect to a road that is already in the area. He felt it would be more feasible if the road went further east. There is a lot of ground there that is high enough to make it commercial, industrial or housing areas.

There were no further comments from the public. A motion to close the public hearing was made by Councilmember Bell, seconded by Councilmember Farr and unanimously carried.

Mr. Teuscher responded to Mr. Parker's concerns. He explained that it is always difficult when looking at transportation because you have to look at the entire transportation network. One of the biggest issues when preparing a General Plan is transportation. There is a reason why the alignment is being proposed where it is. The City has three north/south corridors that function properly: Medical Drive, Watery Lane and Main Street. The Utah Department of Transportation has granted the City an access, one of only three, on 1100 South at about 1100 West. The reason the proposed road crosses the railroad tracks at that location is because it is approximately where the sewer line goes through, and the City wants to get the sewer line back in the public right-of-way, and not in some person's field. He added that the City is not going to drive this road. This is something that development will drive when it is necessary.

Mayor Christensen suggested scheduling a work session.

MOTION: Councilmember Bell made a motion to set a work session for June 22, 2006 at 6:00 p.m. for the Council and any members of the Planning Commission who want to be involved. The motion was seconded by Councilmember Jensen and unanimously carried.

Projects Proposed for Olympian Legacy Grants

Mary Kate Christensen, as a member of the Olympian Legacy Grant Committee, came forward and explained there was \$20,000 available for grants this year. Ben Boyce and Bruce Leonard were also on the Committee. The Committee recommended \$5,000 be awarded to the Brigham City Department of Economic Development for the Heritage Arts Festival; \$5,000 to Friends of the Bird Refuge; \$5,000 to the Western Birding Symposium; \$1,500 for the Box Elder Support Center; \$1,000 for the Orrin Porter Rockwell Cowboy Poetry Festival; \$1,000 to the Brigham City Area Chamber of Commerce for the Peach Days Float; \$500 to the Dream Pointe Ballet for the production of "Cinderella"; \$500 to the Youth City Council; \$500 to the Pregnancy Care Center.

Ms. Christensen added that as the Committee reviewed the applicants and the resolution setting the guidelines, the entire Committee felt the resolution needs to be revised. They will review the resolution and bring it back to the Council.

A motion to open the public hearing was made by Councilmember Jensen, seconded and carried.

Kelly Driscoll - Mr. Driscoll, representing the Chamber of Commerce, said they are honored to receive \$1,000 for the Brigham City Peach Days float. This will go directly to building the new float which will represent Brigham City and the great things that are happening.

Paul Larsen - Mr. Larsen spoke in favor of the request by the Brigham City Economic Development for the Heritage Arts Festival. The Festival will be held on June 10. The Festival is gaining a fairly wide reputation. The theme this year is the "History of the Bear River Migratory Bird Refuge." He said he is also working with the Refuge on planning the Western Birding Symposium and spoke in favor of that application. The recent grand opening of the Bird Refuge was attended by over 2,500 people over a two-day period. Many of the visitors to the Refuge are from out of state. The intent of the Symposium is to take advantage of the Refuge and establish an on-going festival and symposium that will attract birders all over the nation. The Symposium will be held in August, and will be held every two years after that.

Nancy Green - Ms. Green, representing the Pregnancy Care Center, thanked the Council for recognizing the Care Center and what they do in the community. The reason they applied for a grant is to continue to provide the abstinence program in the schools.

There were no further comments from the public. A motion to close the public hearing was made by Councilmember Bell, seconded and carried.

MOTION: Councilmember Bell moved to approve the proposed projects for the Olympian Legacy Grants, seconded by Councilmember Farr and unanimously carried.

SCHEDULED DELEGATION

American Diabetes Association Tour de Cure

Gina Evans, Event Manager, stated that 402 cyclists have pre-registered. They expect 500 cyclists to participate. She said every 21 seconds someone is being diagnosed with diabetes, and every nine minutes someone is an amputee.

Todd Wentz, Chairman, said this fund-raising bike ride sponsored by the American Diabetes Association (ADA) has been held in Brigham City since 2003. It has attracted a lot of attention nationwide. He stated that last year more people died from complications of diabetes than from breast cancer and AIDS combined. Diabetes is known as a silent killer. People with diabetes can live a healthy, awarding and long lives provided

they receive the support, medication, the training and education needed to live with their disease. That is what the ADA is all about. Over 95% of the money raised by the ADA is used to find a cure and educate people about the disease and how to survive with it more effectively.

Mr. Wente said the event will occur on June 10 at 7:30 a.m. They have added a 25-mile route this year. Rider participation has grown over 50% in the last four years. Many riders will be spending time and money on hotels and restaurants. Many riders will arrive the night before.

Mr. Wente said they have received great support from the law enforcement community and from the local HAM Radio Club. They could use more volunteers the day of the event. Anyone interested can register by phone or on their website, or simply show up the day of the event. They also have some opportunities for sponsorship.

County Commission Candidate

Mr. Mike Dunn, candidate for County Commissioner Seat A, approached the Council and explained his vision for Box Elder County. He is a fiscal conservative. He will take a good, hard look at the programs and plans presented and will be able to distinguish between those that are necessary and those that are "nice to have." The County needs to manage the growth and have a good plan. He applauded the mayors for meeting together to discuss what they want to do collectively as mayors of the County. He would like to see that expanded to include the planners, and aggressively go after businesses and industries to come to the County. Box Elder has been an agricultural community for a very long time. There are more ranches and farms than any other County in the state, but the future is with industry, and the future is bringing industry to the County that will be able to provide jobs for our children and grandchildren. Mr. Dunn said he is a strong advocate of the Shoshone Trail System, which he believes will help bring in businesses.

Mr. Dunn said being semi-retired, he has the time to commit as County Commissioner.

The County needs a commissioner that is committed to public safety. Mr. Dunn said he is very concerned that Box Elder County is known as the meth capital of the State of Utah. He will insist that the Sheriff's Department develop community outreach programs. Drug offenders should be punished and should go to jail for a long time. It should be so uncomfortable for the drug producers and dealers that they will leave this County.

The federal government owns over 35% of Box Elder County. One-sixth of the County's land mass is under the Great Salt Lake. This means that the County does not have a very large tax base compared to the size of the County. The federal government has said they will pass a law for payment in lieu of taxes (PILT). However, they forgot to fund it. Thus, every year County Commissioners from the western states have to ask for the money. Mr. Dunn said one of the advantages he has is that he has worked for Congressman Jim Hansen and knows the federal delegations and their stats. He would like to energize all the County Commissioners throughout the state that have public lands, and go back to Washington D.C. en masse and lobby for a permanent funding solution for PILT. This should help keep the County's property taxes at a lower, more reasonable level.

Peach Days Financial Report

Monica Holdaway, Chamber of Commerce Director; Tyler Anderson, Past Chair of the Chamber; Kelly Driscoll, President of the Chamber, came forward. Ms. Holdaway reported that their advertising budget for Peach Days last year was \$3,750. This is used to promote tourists to the Brigham City area and Peach Days. The Chamber also works diligently to get free publicity on TV and radio each year. The publicity increases each year.

Every year, Peach Days brings in over 70,000 people into Brigham City. The hotels are filled and visitors are purchasing food and goods. Total sales for last year's Peach Days celebration was approximately \$160,000. This is from the Chamber's vendors only. This brought in \$9,877 in sales tax revenue. The City's portion of that is \$1,580. These numbers do not include the hotel tax and sales tax from existing businesses.

Ms. Holdaway said there is no way to measure how many visitors return to Brigham City after attending Peach Days. This festival is known and envied statewide. Peach Days is one of the oldest and largest festivals.

The Chamber has been receiving \$27,000 from Brigham City for the past several years. Records indicate that in 1999 they received \$24,000. Ms. Holdaway thought it was raised to \$27,000 in 2000 or 2001. The Chamber has not asked for an increase, even though inflation has occurred.

The City receives \$1,772 from temporary business licenses from Peach Days. The Chamber paid \$2,600 in 2003 for half of the portable restroom rentals. In 2004, it was \$3,900. In 2005, it was \$4,300. In 2005, the City and Chamber decided to rent barricades for Peach Days. The Chamber paid for half of that rental fee, or \$1,450. The Chamber and the City are currently looking at the possibility of purchasing barricades. The Chamber will partner with the City to help cover these costs.

The Chamber also works with the City to help inform the businesses about economic development, light and power, fund-raising for the Senior Center, and recreational events. They serve as a liaison between the businesses and City Departments to inform the businesses of needed support, education, etc. The Chamber also plays a vital role on many City committees, task forces and events other than Peach Days.

Ms. Holdaway stated that all the money received from the City for the Peach Days is used during the Peach Days celebration. Money raised during Peach Days is used to sustain the Chamber and their business members benefits throughout the year.

Ms. Holdaway said the City and the Chamber are a team for Peach Days. They have formed an excellent working relationship with each City department involved. The Chamber needs the continued financial support from the City. The Chamber provides and gives not only monetary support, but the manpower needed to run Peach Days effectively. Without the Chambers' staff and volunteers, there would be significantly more investment needed than the current \$27,000 for Peach Days.

Ms. Holdaway also reported on the Summer Concert Series. Last year attendance ranged from 200 to 600. The Concert budget breaks even each year. The money received from the City pays for the entertainer fees, stage and sound rental and advertising. Last year, they realized attendance was down, so in hopes of increasing attendance, they are changing the concerts to Wednesday nights at Pioneer Park. Mayor Christensen said one of the concerns the City has is that the Concert has been moved from downtown. The initial idea of the Concert Series was to enhance business downtown. Ms. Holdaway explained that one of the reasons is because the majority of the businesses are closed by the time the concerts started. In addition, Pioneer Park provided more room. They also felt that the park was more conducive to parents with young children, because the children can play on the equipment. People will come over from the ball games and watch the concert, which adds to the attendance.

Ms. Holdaway said the performers cost \$750 to \$1,500. The Chamber does have sponsors to help pay for a portion of the Series. They are trying to cut costs by building a stage so they do not have to rent one. The Chamber provides approximately 100 hours for the Series. The City's money sustains this project. Without this contribution, the Chamber may or may not continue this Series.

Ms. Holdaway said although there might not be a large attendance, those who attend love it and are very loyal. She said she felt that it enhances the quality of life in Brigham City, and in economic development they stress this a lot.

Boys and Girls Club Annual Report

JeuneElle Thompson, new Director of the Boys and Girls Club, came to the table. Ms. Thompson said she previously worked with the Boys and Girls Club for 11 years, then moved away. She was hired as the Brigham City B&G Club Director in February 2006.

Ms. Thompson said they are committed to serving all children age kindergarten through 12th grade collaborating and coordinating with existing community agencies to better utilize their services and provide services to everyone in Brigham, and committed to being fiscally sound. They are working with many other

agencies to try and do more events and also better programming. They work very closely with Brigham City Recreation to support each other to provide better services for their kids. One of the things they are doing this year is providing transportation for kids of working parents to and from swimming lessons, tennis lessons, and other recreation programs provided by Brigham City. They have also worked with the Brigham City Police Department and Volunteer Council. They will also work with the Bird Refuge doing summer camps for the kids, teaching them about different birds. They are also going to work with the Food Pantry, the School District, the Shoshone Tribe, the 4-H and Family Support Center. They have extended their hours from 8:30 a.m. to 5:30 p.m. They work with the Brigham City Library. The Literacy Program will be at the Club as well as the schools twice a week. They are also going to have a scouting program so kids that do not have an opportunity anywhere else, will be able to do it during Club time.

Mr. Thompson expressed appreciation to the City for their continued support of the Club.

Proclamation Declaring June Heritage and Cultural Arts Month

Mayor Christensen read the proclamation announcing June as Heritage and Cultural Arts Month. Beth Gurrister, Chair of the Heritage and Cultural Arts Board, said there have been a lot of exciting things coming together to make the arts so visible in our community, such as the new Bird Refuge Visitor's Center, the Golden Spike Historic Quarter.

MOTION: Councilmember Bell made a motion to authorize the Mayor to sign the proclamation declaring June Heritage and Cultural Arts Month, seconded by Councilmember Farr and unanimously.

Presentation for Placement of Sculptures on Main Street and Surrounding Areas

Mr. Greg Woodward, and Mr. Kurt Robinette approached the Council. Mr. Woodward, professional sculptor, said he has been considering making sculptures to place around Brigham City. His ideas are all 1869 vintage, the year of the driving of the Golden Spike. He presented two small scale sculptures centered around the railroad. Some areas he was thinking for placement of the sculptures are in the open area on West Forest between Main and 100 West, the Main Street alleyway, at the golf course property, and the courthouse.

Councilmember Bell said maybe some of the companies and banks in town would probably be willing to be sponsors. Mr. Woodward said the statues could be placed on cement retainers walls, and he would be willing to place the business name on the cement if they are willing to sponsor.

NEW BUSINESS

National Senior Health and Fitness Day

Kristy Law; Sarah Aldridge; Marilyn Peterson, Utah State University student; and Nancy Green came to the table. Ms. Aldridge from the Senior Center stated that National Senior Health and Fitness Day is in its 13th year. It will be observed by more than 1,000 local sites across the United States. There will be several health and fitness activities, encouraging all older adults to enhance the quality of their lives through regular physical activity. The theme for 2006 is "Fitness - a Lifetime of Benefits."

MOTION: Councilmember Bell moved to authorize the Mayor to sign the proclamation announcing May 31, 2006 as National Senior Health and Fitness Day. The motion was seconded and unanimously carried.

National Public Works Week Presentation

Mr. Fonnesebeck stated that the week of May 21-27 has been designated as National Public Works Week by the American Public Works Association. The theme this year is "Public Works - the Heart of Every Community." He gave an overview of each department in the Public Works Department and their responsibilities.

The Mayor and Council expressed appreciation to Public Works employees and all employees for their hard work and dedication and their collaboration to get projects completed.

Request to Authorize Expenditure of Grants and Donated Funds for the Brigham City Heritage Arts Festival

Mr. Larsen said they have been fairly successful this year in attracting grants and sponsorships for the Heritage Arts Festival. They have received \$1,500 from the Utah Arts Council; \$1,000 from Wal-Mart Super Center; \$300 from Autoliv; \$2,000 from Sahara Construction; and \$500 from Box Elder County.

MOTION: Councilmember Jensen made a motion to authorize expenditure of grants and donated fund for the Brigham City Heritage Arts Festival, and amend the budget by increasing the donated funding and authorize the expenditures. The motion was seconded by Councilmember Farr and unanimously carried.

Presentation of Preserve America Designation Certificate to Brigham City

Mr. Larsen announced that he recently received a letter from First Lady Laura Bush stating that Brigham City had received the designation as a "Preserve America" Community. He explained that there are a limited number of Preserve America Communities, only 372, in the nation. In Utah there are less than ten. One benefit of this designation is that there is a grant program available only to Preserve America Communities, and it is a benefit on other grants to be a Preserve America Community.

Mr. Larsen presented the plaque to the Council.

Presentation of File of Life Program

Mr. Buchanan came forward and explained that this program provides a means to gather important information about individuals in the community, such as medical conditions, next of kin, contact information, etc. They will give the forms out to the citizens and ask them to place it on the right side of the refrigerator, and in the glove compartment of their vehicles. This would allow the first responders to find this information when they first enter the home. This information would only be shared with first responders in the event of an incident. The Citizen Corps Council will help with this program by distributing the forms. They will start with the Senior Center patrons.

Mr. Buchanan said they are also working with the Northern Utah Department of Homeland Security, the American Red Cross, the United Way and the Citizen Corps Council on a secure website to allow individuals with special needs to register their information on a secured website. This information would be released to Mr. Buchanan or a designee during an emergency so they know those people that need immediate attention.

PLANNING COMMISSION BUSINESS

Request for Approval of the Partial Amendment No. 2 Forest Hills Subdivision No. 9

Mr. Teuscher explained that this is a request from the property owners to reduce the lots in the Forest Hills Subdivision from seven lots to five. This gives the property owner a more buildable area on a very steep lot. Mayor Christensen asked if the City has addressed the drainage issues. Mr. Teuscher said in this phase there are drainages in the cul-de-sac and below to pick up drainage from these lots.

MOTION: Councilmember Farr made a motion to approve the partial amendment to No. 2 Forest Hills Subdivision No. 9, seconded by Councilmember Bell and unanimously carried.

OTHER BUSINESS

Reschedule Visioning Meeting

Mayor Christensen recommended the Visioning Work Session previously scheduled for May 25, 2006 be rescheduled. It was rescheduled to Wednesday, June 7 at 6:00 p.m.

CLAIMS

Payment Register

Councilmember Bell moved to approve Cash Disbursements for the month of April 2006 in the amount of \$531,282.30; and Payment Register for the week ending May 9, 2006 in the amount of \$161,572.16; for May 10, \$1,575.00; for May 16, \$523,264.68. The motion was seconded and carried.

A motion to adjourn to an Executive Session was made by Councilmember Bell. The Mayor called for a roll call vote. All councilmembers voted aye. The meeting adjourned to an Executive Session at 9:25 p.m. The Council returned to an open meeting at 9:45 p.m. and adjourned.